

**REMARKS**

Claims 22-73 are pending in the above-identified application.

**I. INFORMATION DISCLOSURE STATEMENT**

The information disclosure statement form PTO-1449 was returned with the Office Action. In the form PTO-1449, the Examiner initialed all of the documents except the document listed under the heading of OTHER ART. Specifically, the Examiner failed to initial the document referenced as Rofougaran, A., "A Single-Chip Spread-Spectrum Wireless Transceiver in CMOS", Final Report, Integrated Circuits & Systems Laboratory Electrical Engineering Department, University of California, Los Angeles, California, 1999 ("the Rofougaran document"). The Rofougaran document was enclosed with the information disclosure statement form PTO-1449 mailed June 10, 2004.

Applicants respectfully request that, in a copy of the form PTO-1449, the Examiner kindly initial the box next to the Rofougaran document and send a copy of the initialed form PTO-1449 to Applicants in the next official communication.

**II. REJECTION OF CLAIMS 22-73**

Claims 22-73 stand rejected under the judicially created doctrine of obviousness-type double patenting as being unpatentable over claims 1, 8 and 15 of United States Patent No. 6,738,601 B1.

Applicants have enclosed a timely filed terminal disclaimer (i.e., a three-page document entitled "TERMINAL DISCLAIMER") in compliance with 37 C.F.R. § 1.312(c). It is believed that the terminal disclaimer overcomes the double patenting rejection. It is therefore respectfully requested that the double patenting rejection be withdrawn with respect to claims 22-73.

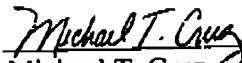
**III. CONCLUSION**

In view of at least the foregoing, it is respectfully submitted that the pending claims 22-73 are in condition for allowance. Should anything remain in order to place the present application in condition for allowance, the Examiner is kindly invited to contact the undersigned at the below-listed telephone number.

Please charge any required fees not paid herewith or credit any overpayment to the  
Deposit Account of McAndrews, Held & Malloy, Ltd., Account No. 13-0017.

Dated: December 14, 2004

Respectfully submitted,

  
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